

FILED
UNITED STATES DISTRICT COURT IN CLERK'S OFFICE

DISTRICT OF MASSACHUSETTS 2006 OCT -6 P 2:24

DONALD C. HUTCHINS

Plaintiff

v.

CARDIAC SCIENCE, INC., et al;

Defendants

U.S. DISTRICT COURT
DISTRICT OF MASS.

Civil Action: 04-30126-MAP

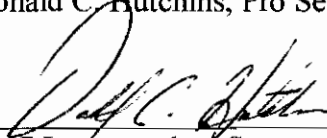
**PLAINTIFF'S MOTION FOR A DECLARATORY JUDGMENT ASSERTING
PLAINTIFF'S CONDUCT IN FILING THE COMPLAINT DOES NOT
CONSTITUTE TORTIOUS INTERFERENCE**

The Plaintiff, Donald C. Hutchins respectfully requests that this Honorable Court grant a Declaratory Judgment asserting that Plaintiff's conduct in filing the Complaint does not constitute tortious interference. In support thereof, the Plaintiff submits the attached Memorandum in Support of the Plaintiff's Motion.

A proposed Order is attached hereto.

Donald C. Hutchins, Pro Se

Dated: October 6, 2006


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CERTIFICATE OF SERVICE

I, Donald C. Hutchins, 1047 Longmeadow Street, Longmeadow, Massachusetts 01106, hereby certify that I served a copy of the foregoing on the appropriate party by sending a copy by U.S. First Class Mail to:

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Dated: 10/6/06


Donald C. Hutchins